

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) CASE NO.: 05-331M
Plaintiff,)
v.) DETENTION ORDER
SERGEY ZARODNYUK,)
Defendant.)

Offense charged:

Conspiracy to Deal Firearms without a License; Dealing Firearms without a License;
Possession of an Unregistered Firearm

Date of Detention Hearing: July 6, 2005

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Defendant is charged by complaint with conspiring with another individual to purchase firearms and firearm parts in the Ukraine and elsewhere to be shipped to the United States and sold. Defendant is also charged with possessing two machine guns not registered to

01 him.

02 (2) Defendant was born in the Soviet Union. He has resided in the United States since
03 1993 and is a United States citizen. His wife and two children reside in Seattle with him. The
04 rest of his family reside in the Ukraine. He has traveled to the Ukraine on a number of occasions
05 since moving to the United States.

06 (3) According to Pretrial Services, the defendant is the subject of a protection order
07 prohibiting him from any contact with his ex-wife, and prohibits him from possessing and/or
08 purchasing a firearm or other weapon.

09 (4) Defendant poses a risk of flight due to his contacts in the Ukraine, lack of ties to
10 this District, with the exception of his Ukrainian-born wife and two children, and frequent, recent
11 travel overseas. He presents a risk of danger due to the nature of the charges which involved the
12 alleged importation of a significant quantity of firearms and firearm parts into the United States.
13 In addition, the inference, if the instant charges are proven, that he violated a protection order
14 restricting him from possessing or purchasing firearms or weapons, would establish a history of
15 violating court orders.

16 (5) There does not appear to be any condition or combination of conditions that will
17 reasonably assure the defendant's appearance at future Court hearings while addressing the
18 danger to other persons or the community.

19 It is therefore ORDERED:

- 20 (1) Defendant shall be detained pending trial and committed to the custody of the
21 Attorney General for confinement in a correction facility separate, to the extent
22 practicable, from persons awaiting or serving sentences or being held in custody
23 pending appeal;
- 24 (2) Defendant shall be afforded reasonable opportunity for private consultation with
25 counsel;

- 01 (3) On order of a court of the United States or on request of an attorney for the
02 Government, the person in charge of the corrections facility in which defendant
03 is confined shall deliver the defendant to a United States Marshal for the purpose
04 of an appearance in connection with a court proceeding; and
05 (4) The clerk shall direct copies of this Order to counsel for the United States, to
06 counsel for the defendant, to the United States Marshal, and to the United States
07 Pretrial Services Officer.

08 DATED this 6th day of July, 2005.

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10 /s/ MARY ALICE THEILER
11 United States Magistrate Judge
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